



U.S. Department of Justice

Executive Office for Immigration Review

Office of the General Counsel

5107 Leesburg Pike, Suite 2150
Falls Church, Virginia 22041

March 12, 2019

Via E-mail: 69144-05145279@requests.muckrock.com

Christina Brown
MuckRock News
DEPT MR 69144
411A Highland Ave.
Somerville, MA 02144-2516

Re: FOIA 2019-21458

Ms. Brown:

This letter is in response to your Freedom of Information Act (FOIA) request dated February 20, 2019 in which you seek:

1. Any correspondence within the Executive Office of Immigration Review at the Department of Justice regarding Family Units in removal proceedings, including: emails or other correspondence, memoranda, scheduling orders, or other guidance on FAMU designation, docketing for FAMU designated cases, treatment of FAMU cases in removal proceedings, or other issues related to “family units” or “FAMU” in removal proceedings; and
2. All email messages to or from any EOIR employee mentioning family units, FAMU designation, or FAMU dockets between September 18, 2018 and February 19, 2019.

Upon review of our records, it has been determined that you filed a previous FOIA request in which our office responded by sending you a letter dated October 12, 2018 indicating that your request was being processed under control number FOIA 2019-02223. Therefore, the above-referenced FOIA request is being closed as a duplicate request.

As you will recall, due to the overbroad scope of FOIA 2019-02223, we exchanged numerous correspondence with you until you agreed to narrow the scope of your request by e-mail correspondence dated February 19, 2019. We are continuing to process FOIA 2019-02223, as amended.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. Section 552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist. (See, <http://www.justice.gov/oip/foiastatements/2012foiastatement9.html>)

If you need any further assistance or would like to discuss any aspect of your request please do not hesitate to contact the following: the analyst who processed your request; or the FOIA Requester Service Center; or the EOIR FOIA Public Liaison at 703-605-1297. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web site <https://www.foiaonline.gov/foiaonline/action/public/home>. Your appeal must be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Sincerely,



J.R. Schaaf
Chief Counsel for Administrative Law